THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.12180 OF 2006

Date: 31-07-2006

Between:

Goutham Model Schools, Secunderabad …Petitioner

And

The Government of Andhra Pradesh
Rep. by its Secretary, School Education Department
And others

…Respondents

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.12180 OF 2006

O R D E R:

This writ petition is filed seeking a Writ of Mandamus to declare the action of the respondents in not granting permission to the petitioner to establish a school in the name of "Gouthami Model School" at Kodad in Nalgonda District as illegal and arbitrary.

It is the case of the petitioner that in spite of submitting the proposals by duly complying with all the formalities as required under the Andhra Pradesh Education Act, 1982 and the Andhra Pradesh Educational Institutions (Establishment, Recognition, Administration and Control of Schools under Private Managements) Rules, 1993 (for short "the Rules"), the respondents are not considering the said proposals.

Learned Government Pleader for Education has produced a copy of the proceedings in R.C.No.3309/B3/2006, dated 06-06-2006, whereby the proposals of the petitioner were rejected on the ground that he has sought relaxation of certain conditions in violation of the Rules.

In this view of the matter, the petitioner is at liberty to question the proceedings of the respondents rejecting his proposals, if he is aggrieved of the same, but now it cannot be said that the action of the respondents is illegal. However, it is submitted by learned counsel for the petitioner that he wants to revise his proposals without seeking relaxation. Hence, it is kept open to the petitioner to submit revised proposals without seeking any relaxation, in such an event, the respondents shall consider the same, in accordance with the Rules, without being influenced by any of the observations made in this

order.

The writ petition is accordingly dismissed. No order as to costs.

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(R.SUBHASH REDDY,J)

Dated 31st July, 2006

Note: Issue C.C in three days

(b/o)

vrn